

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

MR. BOGUSLAW MATLAK

FILED

MAR 21 2012

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

(Enter above the full name
of the plaintiff or plaintiffs in
this action)

vs.

12 C 1708

Judge Sharon Johnson Coleman
Magistrate Judge Sidney I. Schenkier

SUPV. T. CORRIE

C/O GRAY 4056

LT. GERMANY, A. 177

HINES PARAMEDIC 1ST SHIFT

C/O ANDERSON 1ST SHIFT

(Enter above the full name of ALL
defendants in this action. Do not
use "et al.")

CHECK ONE ONLY:

X

COMPLAINT UNDER THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983
U.S. Code (state, county, or municipal defendants)

COMPLAINT UNDER THE CONSTITUTION ("BIVENS" ACTION), TITLE
28 SECTION 1331 U.S. Code (federal defendants)

OTHER (cite statute, if known)

BEFORE FILLING OUT THIS COMPLAINT, PLEASE REFER TO "INSTRUCTIONS FOR FILING." FOLLOW THESE INSTRUCTIONS CAREFULLY.

I. Plaintiff(s):

- A. Name: BOGUSLAW SLAVOMIR MATIAK
- B. List all aliases: N/A
- C. Prisoner identification number: CCDC ID # 20100924110
- D. Place of present confinement: COOK COUNTY JAIL
- E. Address: 2600 S. CALIFORNIA AVE, CHICAGO, IL 60608

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

II. Defendant(s):

(In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)

- A. Defendant: T. CORRIE
 Title: SUPERINTENDENT
 Place of Employment: COOK COUNTY JAIL
- B. Defendant: A. GERMANY, 177
 Title: LT.
 Place of Employment: COOK COUNTY JAIL
- C. Defendant: GRAY, 4056
 Title: CORRECTIONAL OFFICER
 Place of Employment: COOK COUNTY JAIL

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

I. Plaintiff(s):

- A. Name: BOGUSLAW MATLAK
- B. List all aliases: N/A
- C. Prisoner identification number: CCDC ID #20100924110
- D. Place of present confinement: COOK COUNTY JAIL
- E. Address: 2600 S. CALIFORNIA AVE, CHICAGO, IL 60608

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

II. Defendant(s):

(In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)

- A. Defendant: HINES, 1ST SHIFT
 Title: PARAMEDIC CERMAK HEALTH SERVICES
 Place of Employment: COOK COUNTY JAIL
- B. Defendant: ANDERSON
 Title: CORRECTIONAL OFFICER
 Place of Employment: COOK COUNTY JAIL
- C. Defendant: _____
 Title: _____
 Place of Employment: _____

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. **Do not give any legal arguments or cite any cases or statutes.** If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

ON DECEMBER 2, 2010 DURING AN ATTACK CARRIED OUT BY MY DIVISION 6
CELL MATE, MY LEG WAS SEVERELY FRACTURED. FOLLOWING THE INCIDENT, AFTER
A GREAT DEAL OF PLEADING, I WAS FINALLY CARRIED TO THE MEDICAL DISPEN-
SERY, AS AUTHORIZED BY OFFICER GRAY (#4056). WHEN I ARRIVED, AFTER
A BRIEF EXAMINATION, THE ON-DUTY NURSE, NURSE HINES INDICATED THAT
I COULD PUT SOME WEIGHT ON IT, IT WAS ONLY A PULLED MUSCLE, AND I SHOULD
RETURN TO MY CELL. THE ONLY ADDITIONAL ASSISTANCE PROVIDED, WAS A
WALKING CANE FOR MOBILITY, LIMITED TO A 24-HOURS PERIOD (EXHIBIT).
A SHORT TIME LATER DURING THE SAME DAY, A GREAT DEAL OF SWELLING
ACCOMPANIED WITH EXCRUTIATING PAIN HAD ON-SET, FORCING ME TO
CALL FOR A WHITE-SHIRTED OFFICER. AFTER WHITE SHIRT FINALLY
ARRIVED, AND NOTICED THE OBVIOUS SWELLING, HE ALLOWED ME TO HOP
ON ONE LEG FROM MY DIVISION 6 CELL TO CERMAK MEDICAL CENTER.
AGAIN, FOLLOWING A VERY BRIEF EXAMINATION I WAS GIVEN A PRES-
SCRIPTION FOR 600 MG IBUPROFEN, A PAIR OF CRUTCHES, AND A LEG
X-RAY WAS ORDERED FOR DECEMBER 5, 2010, HOWEVER, DUE TO SE-
CURITY RESTRICTIONS, CRUTCHES ARE NOT PERMISSABLE ON THE DIVISION
6 TIERS, SO I WAS UNABLE TO USE THEM. I WAS X-RAY AS ORDERED ON

DECEMBER 5, AND RETURNED TO DIVISION 6. ON JANUARY 20, 2011 APPROXIMATELY 45 DAYS AFTER THE X-RAY, I WAS TOLD THE X-RAY REVEALED A SEVERE FRACTURE THAT WOULD REQUIRE SURGERY. FINALLY, ON JANUARY 27, 2011 I WAS MOVED TO A DIVISION 2 MEDICAL TIER WHERE I WAS ABLE TO USE THE NECESSARY CRUTCHES 24 HOURS EACH DAY. I WAS NOT HOWEVER MOVED DUE TO MY LEG INJURY, BUT RATHER DUE TO A TOE INJURY I SUFFERED DURING MY TIME IN DIVISION 6 WHILE I WAS FORCED TO HOBBLE THROUGH THE TIER.

I HAVE NOW HAD THE REQUIRED SURGERY, BUT MY RECOVERY IS FAR FROM COMPLETE. I HAVE BEEN TOLD BY THE DOCTORS AND SPECIALIST THAT A SECOND PROCEDURE MAY BE NECESSARY, AS WELL AS EXTENSIVE PHYSICAL THERAPY. I WAS ALSO TOLD BY THE DOCTORS AT STROGER HOSPITAL, THAT HAD THE INJURY BEEN PROPERLY DIAGNOSED INITIALLY AND PROPER STEPS TAKEN MY RECOVERY WOULD HAVE BEEN FAR SIMPLER, AND PERMANENT DAMAGE WOULD BE UNLIKELY. AS OF DECEMBER 2011, I HAVE YET TO RECEIVE ADDITIONAL TREATMENT OR ANY KIND OF PHYSICAL THERAPY AS ORDERED.

THE ACTIONS TAKEN, OR LACK THERE OF, BY THE ENTIRE STAFF AT THE CCDOC AS WELL AS DIVISION 6, AND THE CERNARK MEDICAL STAFF WAS NOTHING SHORT OF COMPLETELY NEGLIGENT. I NOW SUFFER FROM PERMANENT AND IRREPAIRABLE PHYSICAL DAMAGE TO MY LEG. SOMETHING THAT COULD HAVE VERY EASILY BEEN AVOIDED, HAD THE PROPER AND NECESSARY STEPS

BEEN TAKEN. THIS WAS A COMPLETE DISREGARD OF MY 8TH AMENDMENT RIGHTS, AND THESE VIOLATIONS HAVE CAUSED EXCESSIVE UNNECESSARY HARM.

STATEMENT OF FACTS WHERE RELIEF MAY BE GRANTED

1. THE DEFENDANT, SUPT. CORRIE OF COOK COUNTY JAIL, ACTING UNDER COLOR OF STATE LAW WERE DELIBERATE INDIFFERENT WHEN HE NEGLIGENCE HIS TRAININGS ON MEDICAL CARE AND TREATMENT, AND DELAYING MEDICAL ATTENTION TO A DETAINEE FOR TWO MONTHS. VIOLATING THE PLAINTIFF 8TH AMENDMENT RIGHTS.

2. THE DEFENDANT, LT. A. GERMANY #177, LT OF THE COOK COUNTY JAIL, ACTING UNDER COLOR OF STATE LAW WERE DELIBERATE INDIFFERENT WHEN HE NEGLIGENCE HIS DUTIES TO OBTAIN MEDICAL CARE AND TREATMENT TO A DETAINEE PLAINTIFF WHO NEEDED SERIOUS MEDICAL CARE AND TREATMENT. VIOLATING THE PLAINTIFF 8TH AMENDMENT IN THE ILLINOIS CONSTITUTIONAL OF 1970.

3. THE DEFENDANT, OFFICER GRAY #4056 OF COOK COUNTY JAIL WERE ACTING UNDER OF STATE LAW WERE DELIBERATE INDIFFERENT WHEN HE NEGLIGENCE HIS TRIANINS OF DETAINEE'S WHO HAVE A SERIOUS MEDICAL NEED. AND VIOLATING THE PLAINTIFF 8TH AMENDMENT RIGHTS AND THE ILLINOIS CONSTITUTION OF 1970.

4. THE DEFENDANT, PARAMEDIC HINES WAS WORKINS AS A NURSE AT COOK COUNTY JAIL, ACTING UNDER COLOR OF STATE LAW WERE DELIBERATE INDIFFERENT WHEN HE NEGLIGENCE HIS DUTIES BY DENYING THE PLAINTIFF MEDICAL CARE AND TREATMENT VIOLATING THE PLAINTIFF 8TH AMENDMENT AND ILLINOIS CONSTITUTION OF 1970.

5. THE DEFENDANT, OFFICER ANDERSON OF COOK COUNTY JAIL WERE ACTING UNDER OF STATE LAW WERE DELIBERATE INNFFERENT WHEN HE NEGLIGENCE HIS TRIANINS OF DETAINEE'S WHO HAVE A SERIOUS MEDICAL NEED, AND VIOLATING THE PLAINTIFF 8TH AMENAMENT RIGHTS AND THE ILLINOIS CONSTITUTION OF 1970.

V. Relief:

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.


A GUILTY VERDICT TOWARD THE DEFENDANTS FOR SUBSTANTIAL
PHYSICAL DAMAGE MENTAL PAIN AND SUFFERING AND EMOTIONAL
DISTRESS DELIBERATE INDIFFERENCE AND REQUESTS SUBSTANTIAL
MONEY DAMAGES IN THE AMOUNT OF IN EFFECTS OF \$300,000...
COMPENSATORY DAMAGES AND IN EFFECTS OF \$500,000...
PUNITIVE DAMAGES.

VI. The plaintiff demands that the case be tried by a jury. ☒ YES ☐ NO

CERTIFICATION

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this 22 day of DECEMBER, 2011


(Signature of plaintiff or plaintiffs)

BOGUSLAW MATLAK
(Print name)

20100924110
(I.D. Number)

2600 S. California
Chicago Illinois 60608
(Address)